## IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

MICHAEL PERNELL DORSEY,	)
Plaintiff,	) )
v.	) CIVIL ACT. NO. 3:19-cv-755-ECM
HON. LARRY R. GRISSETT	) (WO) )
Defendant.	)

## **MEMORANDUM OPINION and ORDER**

On November 25, 2019, the Magistrate Judge entered a Recommendation (doc. 4) to which no timely objections have been filed. After an independent review of the file and upon consideration of the Recommendation, and for good cause, it is

## ORDERED that as follows:

- 1. the Recommendation of the Magistrate Judge is ADOPTED;
- 2. the Plaintiff's § 1983 claims against Defendant Grissett are DISMISSED with prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii);
- 3. the Plaintiff's challenge to the constitutionality of the conviction and/or sentence imposed upon him by the Circuit Court of Covington County, Alabama are DISMISSED without prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) as these claims are not properly before this Court at this time; and
- 4. this case is DISMISSED prior to service of process pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).

A separate Final Judgment will be entered.

Done this 19th day of December, 2019.

/s/ Emily C. Marks
EMILY C. MARKS
CHIEF UNITED STATES DISTRICT JUDGE